

10509-U-S-PTO
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|------------------------------------------------------------------------|--|-------------------------------|------------------------------------------------------------------------------------------|
| UTILITY PATENT APPLICATION TRANSMITTAL | | <i>Title of Invention</i> | System and Method for Increasing Upstream Communication Efficiency in an Optical Network |
| <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i> | | <i>Named Inventor(s)</i> | John J. Kenny |
| | | <i>Attorney Docket</i> | 08286.105009 DIV |
| | | <i>Express Mail Label No.</i> | EV 330777905 US |

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| APPLICATION ELEMENTS | | Commissioner for Patents ADDRESS TO: Mail Stop Patent Application P.O. Box 1450 Alexandria, VA 22313-1450 |
| | | ACCOMPANYING APPLICATION PARTS |
| <p>1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification, Claims, and Abstract Total Pages 62</p> <p>4. <input checked="" type="checkbox"/> Drawings Total Sheets 11</p> <p>5. Oath or Declaration Total Pages 1</p> <p>a. <input checked="" type="checkbox"/> Newly executed (original or copy)</p> <p>b. <input type="checkbox"/> Copy from prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i></p> <p>(i) <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76.</p> <p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (<i>Appendix</i>)</p> <p>8. Nucleotide and/or Amino Acid Sequence Submission (<i>if applicable, all necessary</i>)</p> <p>a. <input type="checkbox"/> Computer Readable Form (CRF)</p> <p>b. Specification Sequence Listing on:</p> <p>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</p> <p>ii. <input type="checkbox"/> paper</p> <p>c. <input type="checkbox"/> Statement verifying identity of above copies</p> | | <p>9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i></p> <p>11. <input type="checkbox"/> Power of Attorney by assignee</p> <p>12. <input checked="" type="checkbox"/> English Translation Document (<i>if applicable</i>)</p> <p>13. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS) PTO-1449</p> <p>14. <input checked="" type="checkbox"/> Copies of IDS Citations</p> <p>15. <input type="checkbox"/> Preliminary Amendment</p> <p>16. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i></p> <p>17. <input type="checkbox"/> Certified Copy of Priority Document(s)</p> <p>18. <input checked="" type="checkbox"/> Assignee: <u>Wave7 Optics, Inc.</u> _____ <u>1075 Windward Ridge Parkway</u> <u>Suite 170</u> <u>Alpharetta, GA 30005</u></p> <p>19. <input type="checkbox"/> Other: _____ _____</p> |
| <p>17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:</p> <p><input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No: 10/230,322</p> <p>Prior application information: Examiner: A. Bello Group/Art Unit: 2633</p> <p>For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.</p> <p>18. CORRESPONDENCE ADDRESS:</p> <p>By: <u>S. Wigmore</u> Reg. No. 40,447</p> <p>Date: June 23, 2003</p> <p>Telephone: 404.572.4600</p> <p>Faxsimile: 404.572.5145</p> <p>Customer No. 20786</p> | | |

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FEE TRANSMITTAL

Attorney Docket No. 08286.105009 DIV
Express Mail Label No. EV 330777905 US

This sheet accompanies a patent application transmittal for the following application:

Inventor(s): John J. Kenny

Filing Date: June 23, 2003

Title: System and Method for Increasing Upstream Communication Efficiency in an Optical Network

The filing fee is calculated as shown below:

1. FILING FEE:

| FOR: | SMALL ENTITY | | LARGE ENTITY | |
|--------------------------------------------------------|--------------|----------|--------------|----------|
| | FEE | FEE PAID | FEE | FEE PAID |
| <input checked="" type="checkbox"/> UTILITY FILING FEE | \$375 | \$375 | \$750 | |
| <input type="checkbox"/> DESIGN FILING FEE | \$165 | | \$330 | |
| <input type="checkbox"/> PLANT FILING FEE | \$260 | | \$520 | |
| <input type="checkbox"/> REISSUE FILING FEE | \$375 | | \$750 | |
| <input type="checkbox"/> PROVISIONAL FILING FEE | \$80 | | \$160 | |
| | SUBTOTAL (1) | \$375 | | \$xxx |

2. CLAIMS:

| FOR: | SMALL ENTITY | | LARGE ENTITY | |
|-------------------------------------------------------------|--------------|-----------|--------------|--------|
| | NO. FILED | NO. EXTRA | RATE | FEES |
| TOTAL CLAIMS | 19 - 20 = | 0 | x 9 = | 0 |
| INDEP. CLAIMS | 4 - 3 = | 1 | x 42 = | 42 |
| <input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED | | | +140 = | +280 = |
| | SUBTOTAL (2) | | \$42 | \$xxx |

3. ADDITIONAL FEES:

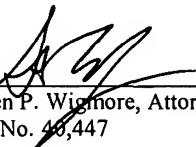
| FOR: | SMALL ENTITY | | LARGE ENTITY | |
|----------------------------------------------------|--------------|----------|--------------|----------|
| | FEE | FEE PAID | FEE | FEE PAID |
| <input type="checkbox"/> LATE FILING, FEE OR OATH | \$65 | | \$130 | |
| <input type="checkbox"/> NON-ENGLISH SPECIFICATION | \$130 | | \$130 | |
| <input type="checkbox"/> OTHER | | | | |
| | SUBTOTAL (3) | \$0 | | \$xxx |

TOTAL FILING FEES: \$417

A check is enclosed for the total amount: \$417

Charge any additional fees required under 37 C.F.R. 1.16 or 1.17 to Deposit Account 11-0980.

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By: 

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Date: June 23, 2003